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Attorneys for Uintah Basin
Irrigation Company
363 East Main Street
Vernal, Utah 84078
Telephone: (801) 789-4908

IN THE EIGHTH JUDICIAL DISTRICT COURT OF DUCHESNE COUNTY

STATE OF UTAH

IN THE MATTER OF THE)	
GENERAL DETERMINATION OF ALL)	AFFIDAVIT OF LORYN ROSS
THE RIGHTS TO THE USE OF WATER,)	
BOTH SURFACE AND UNDERGROUND,)	
WITHIN THE DRAINAGE AREA OF)	
THE UINTA BASIN IN UTAH.)	
)	
)	Civil No. 3070

STATE OF UTAH)
) ss.
COUNTY OF DUCHESNE)

Upon first being duly sworn, the undersigned hereby states:

1. I am Loryn Ross an officer of the Uintah Basin Irrigation Company and an owner of lands under the Uintah Basin Irrigation Company water system.

2. I have, for many years, been an officer and directly involved in the affairs of the Uintah Basin Irrigation Company.

3. For a time I also served as the Commissioner of the Duchesne River under the direction of the Utah State Engineer and know and understand the distribution system of the Duchesne River.

4. I have considered the proposal made by the State Engineer to distribute the waters of the Duchesne River on the

basis of 4 acre feet per acre for the year 1989.

5. My experience is that the Uintah Basin Irrigation Company has traditionally had distributed to it more than 4 acre feet per acre annually.

6. As I understand the water rights of the Uintah Basin Irrigation Company, its right under its filings and Utah State law, entitle it to more than 4 acre feet per acre of water from the Duchesne River.

7. I have discussed the matter with water consumption experts on crop use and have been told that the schedule of distribution proposed by the State Engineer will not supply adequate water to the Uintah Basin Irrigation Company stockholders to grow the crops they have customarily grown under their existing water right.

8. It is my opinion that if the proposed schedule of distribution goes into effect, for the year 1989, the stockholders of the Uintah Basin Irrigation Company will not receive their rightful share of water under the Duchesne River and they will sustain substantial losses because they will be unable to grow the crops which they have heretofore grown under their water right.

WHEREFORE, the undersigned respectfully requests that the Court schedule a hearing on this matter to allow the parties to present their protest and evidence regarding the State Engineer's

proposal.

DATED this 24th day of March, 1989.

Loryn S Ross
Loryn Ross

VERIFICATION

Loryn Ross, being first duly sworn, deposes and says that he is an officer in the Uintah Basin Irrigation Company; that he has read the contents hereof and knows that the statements contained herein are true.

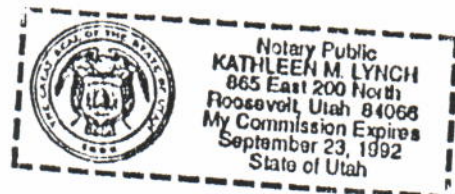
Loryn S Ross
Loryn Ross

Subscribed and sworn to before me this 24th day of March, 1989.

My commission expires:

9/23/92

Kathleen M Lynch
Notary Public
Residing at Roosevelt, Utah



MAILING CERTIFICATE

STATE OF UTAH)
) ss.
COUNTY OF DUCHESNE)

Kathleen M. Lynch, being duly sworn, says:

That she is employed in the office of NIELSEN & SENIOR,
Gayle F. McKeachnie, attorneys for Uintah Basin Irrigation
Company, herein; that she served the attached OBJECTION TO MOTION
OF STATE ENGINEER FOR ORDER OF DISTRIBUTION AND REQUEST FOR
HEARING and AFFIDAVIT OF LORYN ROSS upon counsel by placing a
true and correct copy thereon in an envelope addressed to:

Steven G. Boyden
Attorney at Law
1100 South 1500 East
Salt Lake City, Utah 84105

William R. McConkie, Attorney
6201 Federal Building
125 South State Street
Salt Lake City, Utah 84138

Hugh W. Colton
Attorney at Law
P.O. Box 9
Vernal, Utah 84078

Roland Uresk
Attorney at Law
156 North 200 East
Roosevelt, Utah 84066

James B. Lee
Attorney at Law
P.O. Box 11898
Salt Lake City, Utah 84147

David Frandsen
Bureau of Reclamation
P.O. Box 1338
Provo, Utah 84603

E.J. Skeen
Attorney at Law
P.O. Box 45340
Salt Lake City, Utah 84145

Joseph Novak
Attorney at Law
10 Exchange Place, 11th Floor
Salt Lake City, Utah 84110

Michael M. Quealy
Assistant Attorney General
1636 West North Temple
Suite 300
Salt Lake City, Utah 84116

Edward W. Clyde
Attorney at Law
200 American Plaza Building
77 West Second South
Salt Lake City, Utah 84110

Guy L. Taylor
HC-2, Box 40
Duchesne, Utah 84021

and deposited the same, sealed, with first class postage prepaid
thereon, in the United States mail at Roosevelt, Utah, on the
24th day of March, 1989.

Kathleen M. Lynch
Kathleen M. Lynch

Subscribed and sworn to before me this 24th day of
March, 1989.

My commission expires:

May 5, 1991

Deborah Kettle
Notary Public
Residing at Roosevelt, Utah